Matthew S. Hale, Esq. HALE & ASSOCIATES 1 Calif. State Bar No. 136690 2 **45 Rivermont Drive** Newport News, VA 23601 3 **Mailing Address:** 4 P.O. Box 1951 Newport News, VA 23601 5 **Telephone No. (757) 596-1143** E-Mail: matthale@verizon.net 6 Attorney for Plaintiffs, DAVID J. LEE and 7 DANIEĽ R. LLOYD 8 9 UNITED STATES DISTRICT COURT 10 FOR THE NORTHERN DISTRICT OF CALIFORNIA 11 12 Case No.: C-07-4765 CRB DAVID J. LEE, and DANIEL R. LLOYD, as individuals and, on behalf of others 13 STIPULATION AND [PROPOSED] similarly situated, ORDER FOR ENLARGEMENT OF 14 PAGE LIMITS FOR BRIEFING ON PLAINTIFFS' OPPOSITION TO Plaintiffs. 15 **DEFENDANTS' MOTION TO DISMISS** VS. 16 17 AMERICAN EXPRESS TRAVEL 18 RELATED SERVICES, INC., a New York corporation, AMERICAN EXPRESS 19 CENTURION BANK, a Utah corporation, AMERICAN EXPRESS BANK, FSB, a 20 Utah corporation, and DOES 1, through 21 100, inclusive, 22 23 Defendants. 24 25 26 27 28

David Lee, et al. vs. American Express Travel Related Services, Inc., et al.

STIPULATION

Plaintiffs David J. Lee and Daniel R. Lloyd ("Plaintiffs") and Defendant, American Express Travel Related Services Company, Inc. ("Defendant"), through their respective counsel of record, hereby stipulate as follows:

WHEREAS, pursuant to this Court's Standing Order, memorandum of points and authorities, other than for summary judgment, may exceed 15 pages in length, subject to permission from the Court to file a longer memorandum;

WHEREAS, on October 25, 2007, Defendants American Express Travel Related Services Company, Inc. filed its Motion to Dismiss Plaintiffs' Complaint which contains numerous and involved grounds and, itself, exceeded 15 pages in length;

WHEREAS, Plaintiffs find it necessary, in order to fully respond to Defendants' motion to dismiss, to present an opposition not exceeding 5 additional pages of text, Plaintiffs and Defendants seek leave of Court to exceed by five (5) pages the above referenced page limitations relative to their respective Opposition to Defendants' motions to dismiss.

IT IS HEREBY STIPULATED between Plaintiffs and Defendant, by and through their counsel, Plaintiff shall be permitted to file a memorandum of points and authorities in Opposition to Defendants' Motion to Dismiss not exceeding twenty (20) pages in length. The parties also request that Defendant be permitted, retroactively, to exceed by one (1) page, the page limitations specified in the Court's Standing Order relative to the Defendants' Motion to Dismiss the Plaintiffs' Complaint.

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	Dated: November 6, 2007	HALE & ASSOCIATES MATTHEW S. HALE
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4		By: /s/ Matthew S. Hale
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6		Attorney for Plaintiffs DAVID J. LEE and DANIEL R. LLOYD
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8	Dated: November 6, 2007	STROOCK & STROOCK & LAVAN LLP
9		JULIA B. STRICKLAND
		STEPHEN J. NEWMAN
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11		By: /S/ Stephen J. Newman
12		Stephen J. Newman
13	AMERICAN EXPRESS TR RELATED SERVICES CON AMERICAN EXPRESS CE BANK and AMERICAN EX F.S.B.	Attorneys for Defendants
14		RELATED SERVICES COMPANY, INC., AMERICAN EXPRESS CENTURION BANK and AMERICAN EXPRESS BANK
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19	IT IS SO ORDERED.	
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21		By:
22		The Honorable Charles R. Breyer
23		U.S. District Court Judge
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26	Dated: November, 2007	
27	San Francisco, California	
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	David Lee, et al. vs. American Express Travel Related Services, Inc., et al.	